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Attorneys for Respondent

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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 **TERRELL CROSS,**

14 Petitioner,

15 v.

16 **D.K. SISTO,** Warden

17 Respondent.

C 07-3941 WHA

**DECLARATION OF COUNSEL IN  
SUPPORT OF APPLICATION FOR  
FIRST ENLARGEMENT OF TIME  
TO FILE RESPONSE**

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19 I, DORIAN JUNG, declare under penalty of perjury as follows:

20 1. I am a Deputy Attorney General for the State of California and am admitted to  
21 practice law in this State and before this Court. I have been assigned to represent respondent in this  
22 matter.

23 2. The present due date for respondent's answer is October 29, 2007.

24 3. I request an enlargement of time to and including December 28, 2007.

25 4. I need additional time to file an answer due to time constraints caused by other  
26 pending cases. In the past 60 days, I have filed respondent's briefs in *People v. Fickes* (H030187),  
27 *People v. West* (A117347), and *People v. Britton* (A115105), respondent's supplemental brief in  
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1 *People v. Salman* (A115105), respondent's petition for rehearing in *Busch v. Woodford* (06-16154),  
2 respondent's points and authorities in *Byrd v. Horel* (C07-0355) and *Williams v. Horel* (C07-04269),  
3 opposition to petition for writ of certiorari in *Smith v. California* (07-5272), and real party in  
4 interest's opposition in *Acosta v. Superior Court* (A118794).

5 5. Petitioner is not represented by counsel.

6 6. For the reasons stated, I respectfully request that the Court grant respondent's  
7 application for an enlargement of time, to and including December 28, 2007, in which to file the  
8 answer to the petition for writ of habeas corpus and relevant portions of the state record.

9 I declare under penalty of perjury of the laws of the State of California and the United States  
10 of America that the foregoing is true and correct. Executed at San Francisco, California on October  
11 30, 2007.

12  
13 /s/ Dorian Jung  
14 DORIAN JUNG  
15 Deputy Attorney General  
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